



**U.S. Department of Justice**

Antitrust Division

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September 15, 2015

**BY ECF and E-MAIL (PDF)**

The Honorable Susan D. Wigenton  
United States District Judge  
Martin Luther King Building  
50 Walnut Street  
Newark, NJ 07101

Re: United States v. John A. Bennett, No. 09 Cr. 656 (SDW)

Dear Judge Wigenton:

This letter is in response to defense counsel's September 15, 2015 letter to Your Honor requesting a second adjournment of the motion calendar. The Government does not object to the defendant's proposed schedule. However, to clarify, the forthcoming discoverable materials are in the possession of a third party, Bennett Environmental Inc. ("BEI"). At the request of defense counsel, the Government has been diligently working to obtain the production of additional electronic materials from third parties, including BEI, in response to the defendant's broad request for electronic materials in the possession of those third parties. We expect a production of materials from BEI consistent with the defendant's proposed schedule:

Pretrial Motions Due: October 23, 2015

Opposition Due: November 13, 2015

Reply Due: November 23, 2015

Argument: To be set by the Court

Respectfully,

  
Helen Christodoulou  
Daniel Tracer  
Mikhail Vanyo  
Trial Attorneys  
Antitrust Division

*Someday  
SDW  
9/16/15*

CC: Richard Albert (counsel for John Bennett)